

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2219 – SB 2362

April 2, 2018

**SUMMARY OF ORIGINAL BILL:** Directs the Commissioner of the Department of Health (DOH) to study issues related to healthcare access and healthcare status of populations affected by the implementation of Chapter 1043 of the Public Acts of 2016. Requires the Commissioner to report findings and recommendations to the Health Committee of the House of Representatives and the Health and Welfare Committee of the Senate on or before January 15, 2019.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENTS (015401, 016445):** Amendment 015401 deletes all language after the enacting clause. Requires the Department of Mental Health and Substance Abuse Services (DMHSAS) to include in its annual inspection of each hospital a determination of the hospital's compliance with the reporting requirements required if a service recipient is involuntarily committed to an inpatient treatment facility.

Requires the Department of Health (DOH), when inspecting a hospital, to include in its inspection a determination of the hospital's compliance with the reporting requirements when a patient is involuntarily committed to inpatient treatment at a hospital.

Amendment 016445 adds language to amendment 015401 that declares a pharmacy or pharmacist has the right to provide an insured information regarding the amount of the insured's cost share for a prescription drug. Prohibits a pharmacy or pharmacist from being penalized by a pharmacy benefits manager for discussing any information or for selling a lower priced drug to the insured if one is available.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:**

Unchanged from the original fiscal note.

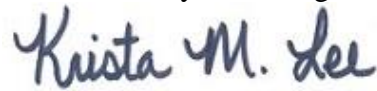
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Assumptions for the bill as amended:

- Based on information provided by the DMHSAS, the proposed legislation can be accommodated within existing resources without an increased appropriation or reduced reversion.
- Based on information provided by the DOH, the proposed legislation can be accommodated within existing resources without an increased appropriation or reduced reversion.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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